

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION**

ERIC FLORES,

Plaintiff,

v.

**UNITED STATES ATTORNEY
GENERAL, UNITED STATES
DEPARTMENT OF HEALTH AND
HUMAN SERVICES, and
SIERRA MEDICAL CENTER,**

Defendants.

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CIVIL ACTION NO. 1:14-CV-198

ORDER ADOPTING REPORT AND RECOMMENDATION

The Court referred this matter to United States Magistrate Judge Keith F. Giblin for consideration of and recommended disposition on case-dispositive pretrial motions. On February 5, 2015, Judge Giblin issued his report and recommendation in which he recommended that the Court grant the defendants' motions to dismiss and to declare the plaintiff a vexatious litigant.

The Court has received and considered the report of the United States Magistrate Judge, along with the record and pleadings. No party has filed objections to the magistrate judge's report. After review, the Court finds that Judge Giblin's findings and recommendations should be accepted. The Court **ORDERS** that the Report and Recommendation [Doc. #18] is **ADOPTED**. The Court further **ORDERS** that the defendants' motions to dismiss [Doc. #13, Doc. #17] are **GRANTED**, and the claims asserted by the plaintiff, Eric Flores, are **DISMISSED** in their entirety, with prejudice. This order of dismissal constitutes a final judgment for appeal purposes.

The Court also **ORDERS** that the motion to declare plaintiff a vexatious litigant [Doc. #14]

is **GRANTED**. As recommended by Judge Giblin, the Court warns plaintiff Eric Flores that monetary sanctions may be imposed for future vexatious litigation considered to be abusive and harassing in nature. It is finally **ORDERED** that Eric Flores must obtain court permission by filing a motion for leave before he is permitted to file any additional complaints in this district.

So **ORDERED** and **SIGNED** this **4** day of **March, 2015**.

A handwritten signature in black ink, appearing to read "Ron Clark", written in a cursive style.

Ron Clark, United States District Judge